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PTO/SB/05 (11-00)

Approved for use through 10/31/2002. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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### UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 42.P17371

(maximum 12 characters)

First Named Inventor Shlomo Ovadia

Title: METHOD AND SYSTEM TO RECOVER RESOURCES IN THE EVENT OF DATA BURST  
LOSS WITHIN WDM-BASED OPTICAL-SWITCHED NETWORKS

Express Mail Label No. EV320119210US

ADDRESS TO: Mail Stop Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

#### APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. XX Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)
2. \_\_\_\_\_ Applicant Claims Small Entity Status. (37 CFR 1.27)
3. XX Specification (Total Pages 62)  
(preferred arrangement set forth below)
  - Descriptive Title of the Invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference sequence listing, a table,  
or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. XX Drawings(s) (35 USC 113) (Total Sheets 17 )
5. XX Oath or Declaration (Total Pages 6)
  - a. XX Newly Executed (Original or Copy)
  - b. \_\_\_\_\_ Copy from a Prior Application (37 CFR 1.63(d))  
(for Continuation/Divisional with Box 17 completed)
    - i. \_\_\_\_\_ DELETIONS OF INVENTOR(S) Signed statement attached deleting  
inventor(s) named in the prior application, see 37 CFR 1.63(d)(2)  
and 1.33(b).
  - c. \_\_\_\_\_ Unsigned.
6. \_\_\_\_\_ Application Data Sheet. (37 CFR 1.76)
7. \_\_\_\_\_ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. \_\_\_\_\_ Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a. \_\_\_\_\_ Computer Readable Form (CRF)
  - b. \_\_\_\_\_ Specification Sequence Listing on:
    - i. \_\_\_\_\_ CD-ROM or CD-R (2 copies); or
    - ii. \_\_\_\_\_ paper
  - c. \_\_\_\_\_ Statement verifying identity of above copies



<b>ACCOMPANYING APPLICATION PARTS</b>	
9.	<u>XX</u> <b>Assignment Papers (cover sheet &amp; documents(s))</b>
10.	a.      Separate 37 CFR 3.73(b) Statement (where there is an assignee)
	<u>XX</u> b.      Power of Attorney
11.	English Translation Document (if applicable)
12.	a.      Information Disclosure Statement (IDS)/PTO-1449
	b.      Copies of IDS Citations
13.	Preliminary Amendment
14.	<u>XX</u> Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15.	Certified Copy of Priority Document(s) (if foreign priority is claimed)
16.	<b>Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.</b>
17.	<u>XX</u> Other:      separate sheet with title, express mail label, copy of postcard and attorney's signature
<b>18A. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:</b> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <span><input type="checkbox"/> Continuation Of Prior Application No.: _____</span> <span><input type="checkbox"/> Divisional Examiner _____</span> <span><input type="checkbox"/> Continuation-in-part (CIP) Group Art Unit _____</span> </div> <p>(which is a <input type="checkbox"/> continuation/ <input type="checkbox"/> divisional/ <input type="checkbox"/> CIP of prior application no. _____,          which is a <input type="checkbox"/> continuation/ <input type="checkbox"/> divisional/ <input type="checkbox"/> CIP of prior application no. _____) (List entire chain of priority)</p> <p><b>For CONTINUATION AND DIVISIONAL APPS only:</b> The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.</p>	
<b>18B. Statement under 37 CFR 3.73(b) for continuing application:</b> The undersigned states that _____ (name of assignee) is the assignee of the entire right, title, and interest in the accompanying patent application by virtue of an assignment recorded in the Patent and Trademark Office at Reel. No. _____ Frame No. _____ (or a copy of which is attached).	
<b>19. Correspondence Address</b> <div style="margin-top: 10px;"> <input type="checkbox"/> Customer Number or Bar Code Label _____                                                      or   (Insert Customer No. or Attach Bar Code Label here)  <u>X</u>      Correspondence Address Below                 </div> <div style="margin-top: 10px;">                     NAME <u>R. Alan Burnett</u>                                  <u>BLAKELY, SOKOLOFF, TAYLOR &amp; ZAFMAN LLP</u> </div> <div style="margin-top: 10px;">                     ADDRESS <u>12400 Wilshire Boulevard</u>                                          <u>Seventh Floor</u> </div> <div style="margin-top: 10px;">                     CITY <u>Los Angeles</u>      STATE <u>California</u>      ZIP CODE <u>90025-1026</u> </div> <div style="margin-top: 10px;">                     Country <u>U.S.A.</u>      TELEPHONE <u>(206) 292-8600</u>      FAX <u>(206) 292-8606</u> </div>	
<div style="display: flex; justify-content: space-between;"> <span>Name (PRINT/TYPE): <u>R. Alan Burnett</u></span> <span>Registration No.: <u>46,149</u></span> </div> <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <span>Signature: <u>[Handwritten Signature]</u></span> <span>Date : <u>Sept. 23, 2003</u></span> </div>	

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# FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 1168

## Compleat if Known

Application Number	New Patent Application
Filing Date	Concurrently herewith
First Named Inventor	Shlomo Ovadia
Examiner Name	Not Yet Assigned
Art Unit	Not Yet Assigned
Attorney Docket No.	42.P17371

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number  
Deposit Account Name

02-2666

The Commissioner is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	750
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$ ) 750

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
41	-20** = 21	18	378
3	-3** = 0	84	0
Multiple Dependent			

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ ) 378

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	
1252 410	2252 205	Extension for reply within second month	
1253 930	2253 465	Extension for reply within third month	
1254 1,450	2254 725	Extension for reply within fourth month	
1255 1,970	2255 985	Extension for reply within fifth month	
1401 320	2401 160	Notice of Appeal	
1402 320	2402 160	Filing a brief in support of an appeal	
1403 280	2403 140	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,300	2453 650	Petition to revive - unintentional	
1501 1,300	2501 650	Utility issue fee (or reissue)	
1502 470	2502 235	Design issue fee	
1503 630	2503 315	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1806 180	1806 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	40
1809 750	2809 375	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 750	2810 375	For each additional invention to be examined (37 CFR 1.129(b))	
1801 750	2801 375	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 40

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	R. Alan Burnett	Registration No. (Attorney/Agent)	46,149	Telephone	206-292-8600
Signature	<i>R. Alan Burnett</i>	Date	Oct. 23, 2003		

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

Our Reference: 42.P17371

Patent

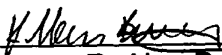
TITLE

METHOD AND SYSTEM TO RECOVER RESOURCES IN THE EVENT OF DATA  
BURST LOSS WITHIN WDM-BASED OPTICAL-SWITCHED NETWORKS

Inventors: Shlomo Ovadia and Christian Maciocco

Respectfully submitted,

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP



R. Alan Burnett

Reg. No. 46,149

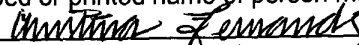
"Express Mail" mailing label number: EV320119210US

Date of Deposit: September 23, 2003

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the United States Postal Service "Express Mail Post Office to Addressee"  
service on the date indicated above and that this paper or fee has been  
addressed to the Mail Stop New Application, Commissioner for Patents,  
P.O. Box 1450, Alexandria, VA 22313-1450

Christina Fernandez

(Typed or printed name of person mailing paper or fee)



(Signature of person mailing paper or fee)

(Date signed)

Serial/Patent No.	<b>New Patent Application</b>	Filing/Issue Date	<b>Herewith</b>
Client	<b>Intel Corporation</b>		
Title	<b>METHOD AND SYSTEM TO RECOVER RESOURCES IN THE EVENT OF DATA BURST LOSS WITHIN WDM-BASED OPTICAL-SWITCHED NETWORKS</b>		
BSTZ File No.	<b>42.P17371</b>	Att/Secy Initials	<b>RAB:cff</b>
Date Mailed	<b>September 23, 2003</b>	Docket Due Date	<b>*****</b>
The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:			
<input checked="" type="checkbox"/> Amendment/Response (____ pgs.)	<input type="checkbox"/> Express Mail No. <b>EV320119210US</b>	<input type="checkbox"/> Check No. <b>31610</b>	
<input checked="" type="checkbox"/> Appeal Brief (____ pgs.) (in duplicate)	<input type="checkbox"/> Month(s) Extension of Time	<input type="checkbox"/> Amt. <b>\$1,168</b>	
<input checked="" type="checkbox"/> Application - Utility ( <b>62</b> pgs. with cover and abstract)	<input type="checkbox"/> Information Disclosure Statement & ITO-1449 (____ pgs.)	<input type="checkbox"/> Check No. _____	
<input checked="" type="checkbox"/> Application - Rule 1.53(b) Continuation (____ pgs.)	<input type="checkbox"/> Issue Fee Transmittal	<input type="checkbox"/> Amt. _____	
<input type="checkbox"/> Application - Rule 1.53(b) Divisional (____ pgs.)	<input type="checkbox"/> Notice of Appeal		
<input type="checkbox"/> Application - Rule 1.53(b) PGP (____ pgs.)	<input type="checkbox"/> Petition for Extension of Time		
<input type="checkbox"/> Application - Rule 1.53(b) CPA Transmittal (____ pgs.)	<input type="checkbox"/> Petition for _____		
<input type="checkbox"/> Application - Design (____ pgs.)	<input type="checkbox"/> Postcard		
<input type="checkbox"/> Application - PCT (____ pgs.)	<input type="checkbox"/> Power of Attorney (____ pgs.)		
<input type="checkbox"/> Application - Provisional (____ pgs.)	<input type="checkbox"/> Preliminary Amendment (____ pgs.)		
<input type="checkbox"/> Assignment and Cover Sheet	<input type="checkbox"/> Reply Brief (____ pgs.)		
<input type="checkbox"/> Certificate of Mailing	<input type="checkbox"/> Response to Notice of Missing Parts		
<input checked="" type="checkbox"/> Declaration & POA ( <b>6</b> pgs.)	<input type="checkbox"/> Small Entity Declaration for Indep. Inventor/Small Business		
<input type="checkbox"/> Declaration Docs & Orig. & Copy of Inventor's Signed Letter (____ pgs.)	<input type="checkbox"/> Transmittal Letter, in duplicate		
<input checked="" type="checkbox"/> Drawings ( <b>17</b> # of sheets includes <b>21</b> figures)	<input type="checkbox"/> Fee Transmittal, in duplicate		
<input checked="" type="checkbox"/> Other	<b>Certificate of mailing with copy of return postcard signed by attorney</b>		